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Attorneys for Defendants Softbank Holdings,  
Inc., Softbank America, Inc. and Softbank Corporation

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

IN RE UTSTARCOM, INC.  
SECURITIES LITIGATION

) Master File No. C-04-4908-JW (PVT)  
)  
) **JOINT STIPULATION AND ~~PROPOSED~~**  
) **ORDER EXTENDING SOFTBANK**  
) **CORPORATION'S TIME TO**  
) **RESPOND**

This Document Relates to:

) Judge: Hon. James A. Ware  
)  
)

ALL ACTIONS

WHEREAS, on or about October 3, 2006, Plaintiffs served a copy of the Second Amended Consolidated Complaint for Violation of the Federal Securities Laws ("SAC") in the above entitled action on defendant Softbank Corporation, a Japanese Corporation, through Tokyo District Court with a Japanese translation in order to effectuate proper service on a foreign person under the Hague Convention as described in Rule 4(f) of the Federal Rules of Civil Procedure;

WHEREAS, on June 6, 2006, Defendants Softbank Holdings, Inc. ("Softbank Holdings") and Softbank America, Inc. ("Softbank America") filed their motion to dismiss the SAC, followed by Plaintiffs' opposition on July 21, 2006, and Softbank Holdings and Softbank America's reply on August 18, 2006;

WHEREAS, the hearing on the pending motion to dismiss the SAC is set for October 23, 2006;

WHEREAS, requiring Softbank Corporation to respond to the SAC before the Court's ruling on the pending motion to dismiss would likely result in the unnecessary duplication of time and resources;

WHEREAS, Civil Local Rule 6-2 allows the parties to request by stipulation an order changing time to respond;

THEREFORE, the parties hereby STIPULATE and AGREE that:

1. The time within which Softbank Corporation shall respond to the SAC shall be extended to a date no less than thirty days after the entry by the Court of an order on the pending motions to dismiss filed by Softbank Holdings and Softbank America, or after any date that may be set by the Court for the filing of an amended complaint, which ever is later;

2. The parties will meet and confer following entry of an Order by the Court on the pending motions to dismiss to agree upon a due date for the filing of any response by Softbank Corporation.

IT IS SO STIPULATED.

Dated: October 10, 2006

/s/ Robert A. Sacks  
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Counsel for Defendants Softbank Holdings,  
Inc., Softbank America, Inc. and Softbank  
Corporation

Dated: October 10, 2006

/s/ Christopher P. Seefer

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Christopher P. Seefer  
Shirley H. Huang  
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Lead Counsel for Plaintiffs

I, Amie D. Rooney, am the ECF User whose identification and password are being used to file  
this Stipulation and [Proposed] Order Extending Softbank Corporation's Time to Respond. I hereby  
attest that Robert A. Sacks and Christopher P. Seefer concur in this filing.

Dated: October 10, 2006

/s/ Amie D. Rooney

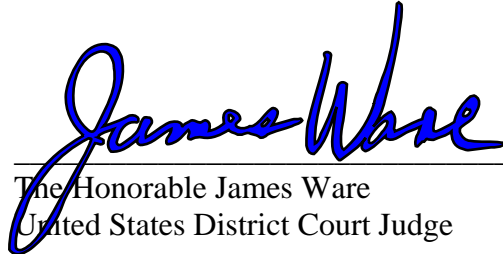
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Counsel for Defendants Softbank Holdings,  
Inc., Softbank America, Inc. and Softbank  
Corporation

**ORDER**

PURSUANT TO THIS STIPULATION, AND FOR GOOD CAUSE SHOWN, IT IS SO ORDERED.

Dated: October 11, 2006 \_\_\_\_

  
\_\_\_\_\_  
The Honorable James Ware  
United States District Court Judge

**PROOF OF SERVICE**

I, Kathryn G. Heredia, declare:

I am employed in the City of Palo Alto, State of California. I am over the age of eighteen years and am not a party to this action. My business address is Sullivan & Cromwell LLP, 1870 Embarcadero Road, Palo Alto, California 94303. On October 10, 2006, I served the following documents:

**JOINT STIULATION AND [PROPOSED] ORDER EXTENDING SOFTBANK CORPORATION'S TIME TO RESPOND**

☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Palo Alto, California addressed as set forth below:

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For all envelopes sent by First Class Mail, I placed each such envelope with postage thereon fully prepaid for the deposit in the United States. I am familiar with the firm's practice, which practice is that when correspondence is deposited with the personnel responsible for delivering correspondence to the United States Postal Service, such correspondence is delivered to the United States Postal Service that same day in the ordinary course of business.

I declare under penalty of perjury that the foregoing is true and correct. Executed on October 10, 2006, at Palo Alto, California.

/s/ Kathryn G. Heredia  
Kathryn G. Heredia